

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CRIMINAL No.
21-10162-DJC

UNITED STATES OF AMERICA

v.

DANA L. McINTYRE

INTERIM STATUS REPORT

April 26, 2022

DEIN, M.J.

An Interim Status Conference was scheduled to be held remotely before this court on April 26, 2022 pursuant to the provisions of Local Rule 116.5(b), but with the court's consent the parties proceeded by way of a Joint Initial Status Report. Based on that Report, this court enters the following report and orders to wit:

1. The defendant is in the process of reviewing the documents produced by the government to date and has requested time to submit financial discovery to a forensic accountant.
2. The government was unable to make its anticipated discovery production and is in the process of converting the documents to a format that is reviewable by the defendant. The defendant is continuing to review the discovery and will determine whether to request additional discovery.
3. The date for filing discovery and/or dispositive motions shall be set at the next status conference.
4. The government shall provide its expert disclosures 90 days prior to trial. The defendant will produce his expert disclosures 30 days prior to trial.
5. This court finds and concludes, pursuant to the provisions of 18 U.S.C. § 3161(h)(7)(A) and Section 5(b)(7)(B) of the Plan for Prompt Disposition of Criminal Cases in the United States District Court for the District of Massachusetts (Statement of Time Limits Adopted by the Court and Procedures for Implementing Them, Effective December 2008) that the defendant requires additional time for the preparation of an effective defense, including time for review of the evidence, preparation of motions, and consideration of alternatives concerning how best to proceed with this matter, and that the interests of justice outweighs the best interests of the public and the defendant for a trial within seventy days of the return of an indictment. Accordingly, it is hereby ordered that the Clerk of this Court enter excludable time for the period of April 26, 2022 through June 16, 2022, that being the period between the expiration of the last order of excludable time and the next status conference.

Based upon the prior orders of the court dated June 2, 2021, July 29, 2021, September 21, 2021, November 29, 2021, January 13, 2022, March 25, 2022, and the order entered

contemporaneously herewith, at the time of the Final Status Conference on June 16, 2022, there will be zero (0) days of non-excludable time under the Speedy Trial Act and seventy (70) days will remain under the Speedy Trial Act in which this case must be tried.

6. A Final Status Conference has been scheduled for June 16, 2022 at 10:00 a.m. Counsel for the respective parties shall file a Joint Memorandum before the close of business no less than THREE business days prior to that Status Conference.
7. It is too early to determine if a trial will be necessary. The parties estimate a trial would last 4-5 days.

 /s / Judith Gail Dein
JUDITH GAIL DEIN
UNITED STATES MAGISTRATE JUDGE